

11th section of an act to incorporate the Brazos Canal Company—read and adopted. Bill read, and on motion of Mr. Perkins, laid on the table.

A bill to be entitled an act defining the northern boundary line of Collin county—read second time, and on motion of Mr. Williams, referred to the Committee on Counties and County Boundaries.

A bill to be entitled an act to define the county boundaries of Goliad county—read second time and passed to third reading.

A bill to be entitled an act creating a lien on domestic vessels, for supplies and materials furnished them, and for repairs and labor done thereon—read second time, and on motion of Mr. Cuny, was referred to the Committee on the Judiciary.

A bill to be entitled an act to provide a compensation for the owners of slaves who shall be executed for capital offences—read second time, and on motion of Mr. Clark, referred to the Committee on State Affairs.

A bill to be entitled an act to amend an act to establish the several Judicial districts of the District Courts—read second time, and on motion of Mr. Clark, referred to the select committee raised on Judicial Districts.

Report of the Committee on the Judiciary, on the petition of William B. Andrews, together with the petition, were, on motion of Mr. Wallace, referred to the Committee on Private Land Claims.

Mr. Cuny was excused from serving on the Committee to whom was referred the petition of Stewart Perry.

On motion of Mr. Brashear, the Senate adjourned until 10 o'clock, to-morrow morning.

---

Tuesday, 10 o'clock, A.M. }  
January 18th, 1848. }

Senate met—roll called. The following Senators answered to their names :

Messrs. Abbott, Brashear, Bache, Clark, Dancy, Gage, Grimes,

Jewett, KcRae, Navarro, Parker, Perkins, Phillips, Wallace, Williams, and Wootten—quorum present.

The Journal of the preceding day was read and adopted.

Mr. Gage presented the petition of Reuben A. Carter, praying that a change be made in the manner of assessing and collecting taxes, which was read, and, on motion of Mr. Gage, was referred to the Committee on Finance.

Mr. Gage presented the petition of the citizens of Cherokee county, protesting against any alteration of their county boundaries.

Mr. Gage, chairman of the Committee on Counties and County Boundaries, made the following report.

Committee Room, }  
January 18th, 1848. }

Hon. J. A. GREER,  
*President of the Senate:*

The Committee on Counties and County Boundaries, to whom was referred a bill to be entitled an act to define the boundary lines of Matagorda county, have had the same under consideration, and have instructed me to report it back to the Senate, and recommend its passage, with the following amendments, to wit: In the 1st section, eighth line, after the words "granted" insert "to," and in the nineteenth line, same section, after the word "main" insert "Matagorda."

D. GAGE, Chairman.

Committee Room, }  
Jan. 18th, 1848. }

Hon. J. A. GREER,  
*President of the Senate:*

The Committee on Counties and County Boundaries have had under consideration a bill better defining the northern boundary of Collin county, and have instructed me to report the same



back to the Senate, without amendment, and recommend its passage.

D. GAGE, Chairman,

Mr. Burleson, introduced a bill to be entitled an Act to extend the time allowed to the Colorado Navigation Company, for completing the work contemplated by its charter, as mentioned in the 13th section of said charter, approved January 18th, 1844—read first time.

On motion of Mr. Burleson, the rule was suspended—bill read second time, and referred to the Committee on Finance.

A message was received from the House of Representatives, through their chief clerk, informing the Senate that the House had passed a bill to be entitled an act authorizing persons who have received donation certificates under the provisions of an act granting land to those who were in the battle of San Jacinto and other battles," approved December 20th, 1837, to alienate said certificates, and the lands acquired under them.

Senate proceeded to the Orders of the Day.

A bill to be entitled an act defining the county boundaries of Goliad county ; read, and

On motion of Mr. Phillips, laid upon the table.

A bill to be entitled an act prescribing the proof necessary for the heirs or legal representatives of those who fell under the command of Fannin, Travis, Grant and Johnson, to obtain their headright certificates, together with the report of the Judiciary committee thereon, recommending an amendment was read.

Report adopted, and bill passed to third reading.

A bill to be entitled an act to incorporate the Union, Marine and Fire Insurance Company, together with the report of the committee on the Judiciary thereon offering amendments was read.

Report adopted.

Mr. Cuny offered the following amendment to the seventh section : "But no dividend of any of the profits of the said company shall be made, unless the capital paid in be and remain unimpaired ;" adopted—the bill as amended passed to a third reading.

A message was received from his Excellency, the Governor, presenting a communication in writing, which,



On motion of Mr. Abbott, was read, and is as follows:

EXECUTIVE OFFICE, }  
Austin, Jan. 18th, 1848. }

*Gentlemen of the Senate:*

You are aware that by the terms of the Joint resolution of annexation, the Republic of Texas was required to transfer to the General Government her navy and all other means of public defence: you are also aware that a question has arisen whether the officers belonging to the navy were not a constituent part of the same; and, if so, whether they should not, of right, be included in the transfer, and incorporated in the naval service of the United States.

A bill was introduced by one of our Senators in Congress, at the session before the last, authorizing the President to increase the naval establishment of the United States, by adding thereto the navy of Texas. Our Senators contended that a liberal construction of the annexation resolutions, together with the fair promises made by Mr. Donelson to the authorities of Texas, gave our naval officers, thrown out of employment as they were, and cast upon the world without means, a strong claim upon the justice and magnanimity of the United States Government. This bill was objected to, and consequently failed to pass. President Polk, however, assured our Representatives that he would bring the subject again before Congress at its present session; and it is to be presumed that, where the Government has made promises directly or indirectly, she will redeem them, and that even-handed justice will be meted out to Texas and her citizens.

The Legislature has as yet had no action upon the subject, and as it will claim the attention of our delegation in Congress at an early day of the present session. I would most respectfully suggest that your honorable body pass resolutions expressive of the wishes and expectations of the people of the State. This would certainly enable our Representatives to urge the subject more effectually upon the attention of Congress.

If any class of our citizens was injured by the consummation of annexation, it was that class which constituted our navy, inasmuch as they were thrown out of the occupation to which



they had been educated, and disqualified by their professions from engaging in any other business. In addition to this, it must be admitted that the navy of Texas was an active and efficient arm of public defence, and assisted in the establishment of our government and the maintenance of our national honor.

GEO. T. WOOD.

On motion of Mr. Clark, the communication was referred to the committee on State Affairs.

On motion of Mr. Perkins, the bill to be entitled an act to amend the eleventh section of an act to incorporate the Brazos Canal Company, was taken up and placed among the orders of the day.

Joint resolution to provide for the settlement of the accounts of E. W. Moore, Post Captain, commanding the late navy of Texas was read—question on the amendment proposed by Mr. Dancy—rejected, and bill read third time and passed.

Joint resolution for the relief of persons who furnished supplies for the late navy of Texas was read third time.

The yeas and nays were called on the adoption of the amendment offered by Mr. Dancy, and stood thus:

Yeas—Messrs. Brashear, Cuny, Dancy, Jewett, McRae, Parker and Wallace—7.

Nays—Messrs. Abbott, Bourland, Bache, Burleson, Clark, Gage, Grimes, Navarro, Perkins, Phillips, Williams and Wootten—12.

So the amendment was rejected.

The yeas and nays were then called on the final passage of the bill, and stood thus:

Yeas—Messrs. Abbott, Bourland, Brashear, Bache, Burleson, Clark, Cuny, Gage, Grimes, Jewett, Navarro, Parker, Perkins, Phillips, Wallace, Williams and Wootten—17.

Nays—Messrs. Dancy and McRae—2.

So the bill passed.

Report of select committee on the resolution in relation to ministerial officers, together with the resolution, was,

On motion of Mr. Phillips, re-referred to the same select committee.

A bill to be entitled an act to amend the eleventh section of an act to incorporate the Brazos Canal Company was read.

Mr. Perkins offered the following amendment: "And all the rights of regulating the tolls on the canal which belonged to



the Congress of the Republic of Texas, under the act of incorporation and amendment, shall accrue, and hereafter be vested in the Legislature of the State of Texas." Adopted, and bill as amended ordered to be engrossed.

A bill to provide for the collection of taxes due the late Republic and present State of Texas. Read second time, and

On motion of Mr. Wallace, referred to the committee on Finance.

Joint resolution authorizing the Governor to subscribe for 300 copies of the reports of the decisions of the Supreme Court. Read second time, and ordered to be engrossed.

Joint resolution requiring the Attorney General to investigate the condition of title to the various islands within the limits of Texas, and if it is expedient to cause legal proceedings to be instituted against persons claiming the same adversely to the State. Read second time, and

On motion of Mr. Jewett, referred to the committee on State Affairs.

A bill to be entitled an act relative to special Judges of Supreme Court. Read second time.

Mr. Brashear moved to amend by striking out "five and half," and insert "seven and a half."

Mr. Parker moved a division of the question, which was accepted by Mr. Brashear.

Question on striking out. Lost.

The bill was ordered to be engrossed.

A bill to be entitled an act to allow bonds, promissory notes, drafts and other claims for money against the estates of deceased persons to be used as set offs in actions at law and in equity, brought by executors or other representatives against the owners thereof. Read second time, and

On motion of Mr. Wallace, referred to the committee on the Judiciary.

A bill to be entitled an act to repeal the 12th section of an act entitled an act regulating estrays, approved December 22d, 1836. Read second time, and

On motion of Mr. Jewett, referred to the committee on State Affairs.

A bill to be entitled an act "authorizing persons who have received donation certificates under the provisions of an act granting lands to those who were in the battle of San Jacinto and other battles," approved December 20th, 1837, to alienate



said certificates and the lands acquired under them. Read first time.

Mr. Cuny, by leave, introduced a bill to be entitled an act to authorize the Treasurer and Comptroller to hand over to Andrew Northington, assignee of the heirs of Caleb Kemp, the money and papers deposited with them by William J. Maynard, administrator of the estate of said Caleb Kemp. Read first time.

Mr. Burleson, chairman of the committee on the Militia, made the following report:

Austin, January 18th, 1848.

Hon. J. A. GREER,  
*President of the Senate:*

The committee on the Militia, to whom was referred a joint resolution for the relief of the soldiers composing the late first regiment of infantry, have had the same under consideration, and have instructed me to report a substitute for the resolution, and recommend its adoption.

EDWARD BURLESON, Chairman.

On motion of Mr. Wallace, the petition of Morgan Wilson was taken up and placed among the orders of the day for tomorrow.

The President of the Senate appointed Mr. Gage on the select committee, to which was referred the petition of Stuart Perry.

On motion of Mr. Burleson, the Senate adjourned until tomorrow morning, 10 o'clock.